

## **Truro Board of Health Minutes**

**Tuesday, July 3, 2007**

**4:00 pm-Truro Town Hall**

**Members Present:** Dianne Eib, Mark Peters, Lucy Brown, Tracey Rose, Amanda Reed,  
Tim Rose arrived at 4:25 p.m. \* **First meeting for Tracey Rose as a full member & Amanda Reed as alternate \***

**Present:** Susan Travers, Pat Pajaron, Dawn Perry, Donald Perry, Russell Braun, Gary Palmer, Jim Cottone, Jim McCollum, Carolyn Delgizzi, Diane Brigham, Bill Costa

**Meeting Convened** Dianne Eib convened the meeting at 4:00 p.m.

### **Review/Approve Minutes for June 19, 2007**

Mark Peters moved to amend the June 19, 2007 minutes, seconded by Lucy Brown.

**Vote: 4-0, unanimous.**

Lucy Brown moved to approve the June 14, 2007 minutes, seconded by Tracey Rose.

**Vote: 4-0, unanimous.**

Lucy Brown moved to approve the June 28, 2007 minutes, seconded by Tracey Rose.

**Vote: 3-1, Mark Peters abstained.**

### **Water Resources Oversight Committee**

Mark Peters reported the Truro Board of Selectmen had signed the water sampling agreement.

### **Emergency Preparedness Report**

The Medical Reserve Corp. is hosting a Behavioral Health Disaster Response Training class which will meet the Center of Disease Control requirements on July 30th 5:00-9:00 p.m. at the Truro Public Safety Facility.

### **Planning, Conservation Commission and BOH Working Group Report**

Lucy Brown reported the group have not met. Mr. Palmer asked Ms. Brown if she had received the letter from town counsel. Ms. Brown had received and reviewed the letter.

### **New Business, Change of Manager for Sunrise Cottages, 497 Shore Road**

Lucy Brown recused herself from the discussion. Russell Braun and Jim Cottone appeared before the Board to discuss phase II of his building project on 497 Shore Road. Presently the business is licensed for units 1, 2, & 3. Mr. Braun is requesting units 4, 5, & 6 to be licensed and to change the manager from Russell Braun to Vincent James Cottone. Mr. Cottone as manager will be occupying unit #1. Unit #7 is in the process of being built, when Mr. Braun has his certificate of occupancy permit he will come before the Board for their approval. **Mark Peters moved to approve Vincent James Cottone as on site manager of Sunrise Cottages, seconded by Tracey Rose. Vote: 3-0, unanimous. (Continued on page 2)**



**New Business, Change of Manager for Sunrise Cottages, 497 Shore Road**  
Mark Peters moved to approve licensing Units 4, 5, & 6 at Sunrise Cottages, 497 Shore Road, seconded by Tracey Rose. Vote: 3-0, unanimous.

- Tim Rose arrived at the Board of Health meeting 4:25 p.m.

**New Business License for Sweet Escapes, 316 Route 6**

Diane Brigham and Bill Costa appeared before the Board to discuss their new business license for Sweet Escape on 316 Route 6. **Lucy Brown moved to approve the new business licenses-food service, bakery, ice cream, & frozen dessert for Diane Brigham, manager of Sweet Escape 316 Route 6, seconded by Mark Peters. Vote: 5-0, unanimous.**

**(Continued) Show Cause Hearing-Delgizzi, d/b/a Highland Inn, 4 Moses Way**

Carolyn Delgizzi spoke on behalf of her husband David and Daniel her father-in-law, owners of the Highland Inn, 4 Moses Way. According to Ms. Delgizzi there have been a number of miscommunications between the board secretary, the health agent, the Board of Health and the owners of the Highland Inn. The Delgizzi's have failed to appear at their residence for a team inspection on two occasions and a show cause hearing with the Board of Health. The Board asked for the new manager's local mailing address and a local phone number. Ms. Delgizzi assured the Board she would provide them with the information requested. The license application needs to be resubmitted due to lack of information on the Delgizzi's part. The fire system report needs to be updated and submitted as well. The Board of Health and Ms. Delgizzi then agreed upon a scheduled team inspection will take place on Thursday, July 12<sup>th</sup> at 1:00 p.m. **Lucy Brown moved to approve the agreed upon time for the Highland Inn team inspection at 4 Moses Way will be on Thursday, July 12<sup>th</sup> at 1:00 p.m. Any fines would be levied for any violations including the owner/applicant not being present at said scheduled team inspection shall begin on Thursday, July 12<sup>th</sup>. The amount of the penalty to be applied in each situation shall be as follows: An amount not less than \$50.00 and not to exceed \$100.00 for first offense. An amount not less than \$100.00 and not to exceed \$200.00 for second offense. An amount not to exceed \$300.00 for third and subsequent offenses. An invoice for \$192.00 was submitted to the Board of Health by the team inspectors for an inspection date on April 19<sup>th</sup> and an inspection date on May 31<sup>st</sup> which the owners failed to attend. The payment of \$192.00 is due to be paid on July 12, 2007 at the time of the inspection, seconded by Mark Peters. Vote: 4-0, unanimous.**

**(Continued) Request for Bedroom Count Determination-Perry, 6 Ryder Hollow Road**

A site visit was made at 6 Ryder Hollow Road by members of the Board to determine how many bedrooms were on the property. Two rooms meeting the criteria for a bedroom were found in the addition. There are four rooms that would meet today's definition of a bedroom in the original house. All rooms appear to be part of the original structure. Jim McCollum, a realtor appeared before the Board to discuss the bedrooms at 6 Ryder Hollow Road. **(continued on page 3)**



**(Continued) Request for Bedroom Count Determination-Perry, 6 Ryder Hollow Road**

The health agent determined the bedroom count to be five after walking through the house on May 10, 2007, the assessor's records dated 1982 for the main house as three bedrooms and the building file for the construction of the addition in 1986 for two bedrooms. It should be noted that the number of bedrooms listed on DWCP#86-6 was written in error which were "2 ADD, 2 Main House". Ms. Eib discussed the possibility of a five bedroom deed restriction placed on the 6 Ryder Hollow Road property. **Mark Peters moved to approve a five bedroom deed restriction for 6 Ryder Hollow Road, seconded by Tracey Rose. Vote: 5-0, unanimous.**

**(Continued) Approval of Title 5 variances-10 Pilgrim's Path**

Terry Ryder of Ryder and Wilcox Engineering Company asked the Board of Health to continue the public hearing for 10 Pilgrim's Path to the next regular BOH meeting on Tuesday, July 17, 2007. An on-site meeting has been scheduled for July 2<sup>nd</sup> with members of both the Board of Health and the Conservation Commission and he will not have sufficient time to prepare for today's hearing. **Mark Peters moved to continue the public hearing for Nogueira at 10 Pilgrim's Path until Tuesday, July 17, 2007, seconded by Lucy Brown. Vote: 5-0, unanimous.**

**Miscellaneous Business-Big Fisherman – Perry**

Dawn Perry and Donald Perry asked permission to speak to the Board concerning a new water service to their property at 146 and 148 Shore Road. The Board approved their condominium conversion application on April 3, 2007. The motion reads as follows: **"Mark Peters moved to approve the application for the Big Fisherman Motel to convert to condominiums with the condition that a separate water line be installed by the Provincetown Water Department for the motel, seconded by Lucy Brown. Vote: 5-0, unanimous". Tim Rose moved to approve the new water service to 146 & 148 Shore Road, seconded by Lucy Brown. Vote: 5-0, unanimous.**

**Massachusetts Environmental Policy Act**

The Board was invited to attend a project site visit at the Carusello residence at 389 Shore Road on Monday, July 9<sup>th</sup>, 10:00 a.m. Lucy Brown and Amanda Reed will represent the Board of Health at the site visit.

**Adjournment- Mark Peters moved to adjourn at 4:40 pm, seconded by Tim Rose. Vote: 5-0, unanimous.**

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Dianne Eib, Chairman

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Tracey Rose

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Lucy Brown, Vice-Chairman

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Tim Rose

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Mark Peters, Clerk

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Amanda Reed, Alternate